

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ABINGDON CALENDAR - FEBRUARY 8, 2005**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:15 A.M. - TELEPHONE CONFERENCE IN CHAMBERS**

Copeland	VIRGIL & MARY BODDIFORD	7-02-00369	Wick/S
	A/P 7-03-00083: Determine dischargeability of tax debt		
	Debtors v. Internal Revenue Service (Aneida Winston/Charles Keen)		
	<b>- contd from 12/22 for telephone conference re: settlement offer status</b>		

**9:30 A.M. - PRE-TRIAL CONFERENCES**

Carroll	LINDA TILLER	04-74397	Jessee/NS
	AP 04-7134: Obj to or Revoke Discharge:		
	U. S. Trustee (Garber) v. debtor		
Lawson	LAMBERT OIL CO INC	03-1183	Callahan/GR
	AP 7-04-07135: Recover Money/Property		
	William E. Callahan Jr. Trustee (Callahan) v.		
	*Mountain Empire Oil Co.Inc ( Leggette / <u>Answer filed 1/14; #7</u> )		
	& Quality Properties. LP ( Leggette/ <u>Answer filed 1/14; #8</u> )		
	<i>*Ord of 2/1 granted Pro Hac Vice Appearance of Rick J. Bearfield, Esq for Mountain Empire Oil Co Inc</i>		
Lamie	GEORGE MARSHALL, JR.	01-02972	Callahan/SL
	AP 04-07136: Object or Revoke Discharge:		
	UST(Cosby) v. Debtor (Lamie)		
	<u>Answer filed 1/13; #4</u>		
Carmody	JASON & SALLY ROSE	04-3490	Callahan/NS
	AP 04-07133: Det. Dischargeability		
	Peoples Loan Co of Bluefield (Copeland) v. debtors		
	<i>Answer &amp; Motioin to Dismiss filed 12/30 (Carmody) #7; Response to Request for Admissions filed by Peoples Loan Co. (Harman) 2/2; # 9</i>		

**9:30 A.M. - PRE-TRIAL CONFERENCES**

Proctor	FREDERICK & CHEMAIN LITTON	04-3766	Vogel/SL
	AP 04-7137: Object to or Revoke Discharge: Darlene Litton (Lamie) v. Frederick Litton <u>Answer filed 1/7; #4</u>		

AP 04-07139: Revoke Discharge  
U. S. Trustee (Cosby) v. debtors

Callahan	EWELL JAMES OWENS - chl	7-04-01931	DIP/JM
	Debtor Motion to Dismiss Case filed 1/3 , #69, #70		

A/P 7-04-00088: Det. Dischargeability  
Thelma Josephine Wade (Esposito) v. debtor  
**Motion to Dismiss Complaint filed by Defendant 9/8**  
-contd from 9/22 & 12/8 & 12/22

Objection of Thelma Wade (Esposito) to debtor's claim of exemptions filed 10/29  
d/e # 49 - *contd from 12/22*

Contd Ch 11 Status hearing

**10:00 A. M. - MISCELLANEOUS HEARINGS**

Kendrick	RAY & DORIS TESTERMAN	04-74454	Jessee/SJ
	Motion of Debtor to Convert case to Ch 13 , #12		

Flavin	JAMES ATWOOD	03-02874	Callahan/SL
	Motion of Trustee to Approve Compromise and Abandon Property of the Estate, filed 1/6; #25		

Lamie	EQUIPMENT SERVICES	98-4851	Wick/JJ
	Notice of U. S. T. Of Presentment of Proposed Order for Entry, filed 1/12; #101		

**10:00 A. M. - MISCELLANEOUS HEARINGS**

Jackson	GREGORY AND HOLLY REEVES	04-74642	Callahan/JJ
	Motion for relief from stay filed by ABN AMRO Mortgage Group ( C. Patterson/ HARMAN) d/e 9,10,11 Answer filed 12/27 #13 - -- <i>contd from 1/5</i>		
Hutchinson	SHIRLEY LAMBERT	04-74773	Callahan/SL
	Motion for relief - filed 1/13; #7, 8, 9 by Transouth Financial Corp (Zimm) - <b>ORDER (default) entered 2/2; # 12</b>		
Carroll	GEORGE & GLENNA HAGY	04-74604	Callahan/S
	Motion for Relief - filed 1/13; #18, 19, 20 by Transouth Financial (Zimm) <b>ORDER (default) entered 2/1/05</b>		
Farthing	CHRIS THOMPSON	04-74650	Callahan/JJ
	Motion for relief - filed 1/11; #8, 9, 10 by Ford Motor Credit Co (Eason) <u>Movant's Certification filed 1/14; #11</u> <u>First Answer by debtor by counsel filed 1/18; #13</u>		
Carroll	KEVIN & CHARLOTTE AUVILLE	04-74935	Jessee/AF
	Motion for Relief filed 1/13; #8, 9, by Transouth Financial (Zimm) - <b>ORDER (default) of 2/1 granted relief</b>		
Hutchinson	NANCY LESTER	04-75169	Jessee/SL
	Motion for Relief - filed 1/13; #7, 8, 9, 10 by Wachovia Bank NA (Goldstein) - <b>ORDER of 2/4 granted relief</b>		

Abingdon Calendar - 2/8/05

**10:00 A. M. - MISCELLANEOUS HEARINGS**

Snodgrass	EARLING & TESSA GIBSON Motion for Relief filed 1/7; #7, by Daimler Chrysler (Higgs) <b><i>-ORDER of 1/24 granted relief (Default)</i></b>	04-75019	Jessee/SO
McDaniel	3 BILLINGS Motion (Amended) & Notice of Debtor to Convert Case to Chapter 13 and Waive Chapter 7 Discharge filed 1/10 #21 <b><i>-Order of 1/14; #22, converted to Ch 13 (Widener now trustee)</i></b>	04-3762	Vogel/SJ
Lamie	GARY WEBER, JR. Motion for Relief - filed 1/10, #8, 9 by DaimlerChrysler Services (Higgs) <b><i>Order of 1/27 granted relief</i></b>	04-75101	Jessee/S
Arkema	WOODTECH INC Application of Trustee for payment of compensation to Real Estate Agent/James E. Pauley, filed 1/13; #296, 297 (#298 corrected application) #299 Mot to waive notice & hearing <b><i>==Ord requiring notice entered 2/3; # 300 – will require setting later date to allow time for sufficient notice to creditors per e-mail from trustee 2/6</i></b>	02-2451	Krippend/JJ
Harrell	JAMES & MINDY CHAFFIN Motion for Relief - filed 1/19; #6, 7, by Wells Fargo Bank (Zimm)	04-75033	Jessee/AF

**11:00 A. M. - MISCELLANEOUS**

Lamie	WALTER & REBECCA SPRINKLE Adequacy of Disclosure Statement m 11/30 #45 – <i>contd from 2/9 to hear</i> <b><i>Obj:</i></b> Bobby Gray (J. Jessee) filed 2/1; # 52	04-1592	DIP/NS
Copeland	FABRICATION & DESIGN INC Objection of Va. Dept of Taxation (Miner) filed 1/20; #22, to entry of Order Approving Stipulation for Adequate Protection for IRS (#20)  Motion of U. S. Trustee to Convert #25, Motion to Shorten Notice, #26 and Notice of hearing #27 filed 2/2	04-74602	DIP/S
Pro se	ROGER WELLS Motion of U. S. Trustee to Convert Case to Ch 7 filed 2/1; # 21; Motion to Shorten Notice Requirement filed 2/1; # 22; and Notice of Hearing on Both Motions filed 2/1; # 23	04-75100	DIP/S

Abingdon Calendar - 2/8/05

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson     JERRY & CHRISTY TESTERMENT     04-1815     Widener/LM  
Mod Plan #2 filed 12/9; #34, 35  
*Obj of Chase Manhattan to Amended Plan #1 contd from 11/17; d/e # 18, filed 8/2*

Hutchinson     RICHARD AND CAROL HOLMES     04-74374     Widener/SL  
Plan filed 10/28; #5, 6  
**Obj:** Wells Fargo Financial Acceptance, filed 12/2; #9 (Goldstein)  
  
Valuation: filed 12/27; Wells Fargo, #13  
Amended Notice filed 12/28; #17

Valuation: filed 12/27; Drive Financial, #14  
Amended Notice filed 12/28; #16

Snodgrass     THEODORE & CATHERINE COLNA     04-74455     Widener/SJ  
Plan filed 11/3,. #3

Valuation: Wachovia Bank: 2000 Dodge Neon, filed 12/28 #9

Valuation: Schewel Furniture: Bedroom Suite/Lawnmower; filed 12/28; #10  
**Obj:** Schewel Furn. (Clark) filed 1/10; #12

Valuation: SunTrust Bank: 2005 Chev. Tahoe, filed 12/28; # 11

McDaniel     JOANNE EMMERT     04-74526     Widener/VS  
Plan filed 11/8; #5  
Trustee Report, O bj & Showcause: Dismiss/convert, filed 12/13; #11

McDaniel     STEVEN & REBECCA SKEEN     04-74363     Widener/SJ  
Plan filed 11/22; #17  
Trustee Report & Showcause: Dismiss or convert, filed 12/13; #25

Abingdon Calendar - 2/8/05

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Largen            DAVID BOLEN SHEPHERD-CH13            04-74671            Widener/SL  
Plan filed 11/19; #5  
Trustee Report, Objection & Showcause Dismiss/Convert filed 1/14; #10

Jessee            BILLY ROBBINS            04-74567            Widener/NS  
Plan filed 12/1; # 10

Timoney            TINA SHINAULT            04-074364            Widener/SJ  
Plan filed 10/28; d/e # 7

Valuation: Computer: Schewel Furn. Co. Inc filed 12/6; # 11

Harman            RIHCARD & KENDRA OWEN            04-74253            Widener/SJ  
Plan filed 10/19; d/e # 5, 6  
**Obj:** Nissan Motor Acceptance Corp (Van Beek) filed 11/10; #11  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 12/17; d/e # 12

Hendricks            JERRY & TAMELA SLATE            04-74255            Widener/SJ  
Plan filed 10/19; d/e # 4, 5 Amended plan & c/s filed 1/4; #12, 13, 14  
**Obj:** GMAC (Eason) filed 11/11; #11 – *withdrawn by Order of 1/7 #15*

Farthing            LEWIS PUGH            04-74258            Widener/SJ  
Plan filed 10/19; d/e # 4 – *rescheduled by amended notice from 1/5/05*

Abingdon Calendar - 2/8/05

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Hutchinson     DAVID & CONNIE SMITH-     04-74525     Widener/VS  
Plan filed 11/24; #9 - Notice to creditors filed 1/5; #15  
Chapter 13 Trustee Report, Obj & Mot. To Dismiss/convert, filed 12/17 #13

Carmody     LONZY OWENS     04-74299     Widener/NS  
Plan filed 12/13 – *contd from 1/5*  
Trustee Report, Obj & Showcause: Dismiss/Convert filed 11/24; #13

Via     SHERYL MORTENSON     7-04-03473     Widener/SL  
*–note: mod plan filed 1/31 set for 3/22 @ 1:00*  
Trustee Report, Obj & Showcause: ( Amended) filed 10/25; d/e # 20, to  
*contd from 11/17 & 12/8 & 1/5*  
*–s/c set 2/23 @ 1:00 - failure to tender ord from prior hearing*

Hutchinson     CRYSTAL MCCARTY     04-03108     Widener/JM  
Plan w/cert filed 11/18 #26 - *contd from 1/5*

Motion for Valuation for Allegro Acceptance filed 12/27 d/e 30  
*Amended by d/e #33 filed 12/28*

Motion for Valuation for Ford Motor Credit filed 12/27 d/e 31  
*Amended by d/e # 32 filed 12/28*

**1:30 P. M. - CHAPTER 13 CONFIRMATIONS**

Lamie     DAVID & WANDA JACKSON     7-04-03812     Widener/LM  
Plan filed 9/16; #6 - *contd from 12/8 & 1/5*  
Trustee Report, Obj & Show Cause: Dismiss with Prejudice, filed 10/22; #21

Abingdon Calendar - 2/8/05

**1:30 PM - MISCELLANEOUS**

Hutchinson     RANDY AND DEBRA HICKS     04-74871     Widener/SL

Motion to Extend additional time to file schedules and plan filed on 12/20 d/e #9  
–*plan filed 1/13, d/e # 11; set for 3/21 in d/e # 6*

Timoney	ROBERT & SHANNON DALTON	01-4906	Widener/JM
	Objection of Debtor to Notice of Default filed 1/6; #78		

**2:30 P. M. - TRIAL**

Jessee	AMY TAYLOR - Ch. 7	7-04-01072	Wick/S
	A/P No. 7-04-00067: Determine dischargeability of debt		
	Discover Financial Services, Inc. (Huebschman) v. Debtor		
	<i>(TRIAL - allow approx 1 hour)</i>		